

# ARIZONA ALREADY HAS A FAIR AND EQUITABLE PROCESS THAT WORKS!

## What's the difference?

**Prop. 201 — Lawyers win and Homeowners lose because it's just . . . .lawsuit abuse!**

### EXISTING LAW

### Prop 201

Who can sue?	Any home owner	Any "prospective" buyer- you don't even need to buy a home to sue under this Act.
Mediation and Dispute Resolution	Allows ALL parties to engage in mediation and dispute resolution.	Forbids mediation, homeowners must hire an attorney and go to court.
Protections From Questionable Lawyers	Provides a "loser pays" process designed to encourage quick repairs with homeowners and limit frivolous lawsuits.	Forbids ANY defendant from recovering attorney's fees, even if they win or the case is frivolous. Unscrupulous lawyers will be in charge because they get paid no matter who wins.
Timely Repairs	Encourages both parties to come to an agreement and avoid litigation so repairs can be made in less than 90 days.	Builders will not be able to make immediate repairs, forcing buyers to court and wait years for court decisions before repairs can be made.
Hidden Costs	Crafted by stakeholders, debated in numerous public hearings, adopted by the legislature, passed with bi-partisan support, and signed by the Governor. This law is fair and straightforward.	Drafted in secret by an out-of-state lawyer, with no public hearings, nor reviewed by any stakeholders. 99% of the money for Prop 201 came from out-of-state unions.
Motives	Diverse interested parties crafted it to get repairs done in a timely fashion and avoid long court delays and high attorney fees.	Proponents of 201 admit this is a way "to unionize" members of the construction industry – all at the cost of the consumer.
Who Benefits From These Changes?	Consumers can get their problems fixed without going to court, while retaining their right to sue.	Lawyers who can "recruit" clients and "prospective" buyers for frivolous lawsuits.
Economic Risk	Was adopted in 2003 and had NO recognized impact on the cost of housing or the economy.	Every complaint will be a costly lawsuit, which will increase insurance costs and dramatically impact the price of a home causing further damage to our economy.
Fairness...	It is a fair law that has been in place for years.	Contractors and subcontractors will be forced to pay for repairs even if the problems were not their fault.

# VOTE NO ON PROP 201

## LAWYERS WIN — HOMEOWNERS LOSE!

[www.stoplawsuitabuseaz.com](http://www.stoplawsuitabuseaz.com)

Paid for by Arizonans Against Lawsuit Abuse with major funding by the Coalition for Affordable Housing and the Home Builders Association of Central Arizona